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STATE OF DELAWARE
**BOARD OF MENTAL HEALTH AND CHEMICAL
DEPENDENCY PROFESSIONALS**

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PUBLIC MEETING MINUTES:	DELAWARE BOARD OF MENTAL HEALTH AND CHEMICAL DEPENDENCY PROFESSIONALS
MEETING DATE AND TIME:	Wednesday, January 28, 2015 at 12:00 p.m.
PLACE:	Division of Professional Regulation 861 Silver Lake Boulevard, Cannon Building Second Floor Conference Room A Dover, Delaware
MINUTES APPROVED:	03/25/2015

MEMBERS PRESENT

Daniel Cherneski, LMFT, **President**
Dr. Gregg Drevno, Ph.D., LPCMH, **Vice President** (12:01 p.m. – 2:25 p.m.)
Dr. Tracey Frazier, Psy.D., LCDP, **Secretary**
Ruth Banta, Public Member
Irvin Bowers, Public Member
Daniel Cooper, LPCMH (12:01 p.m. – 2:39 p.m.)
James Elder, LCDP
Dr. Rosemary Madl-Young, Ph.D., LCDP
Dr. Julius Mullen, Ed.D., LPCMH
William Northey, Ph.D., LMFT (12:01 p.m. – 2:56 p.m.)
Elisabeth Vassas, Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Jennifer Singh, Deputy Attorney General
Jessica Williams, Administrative Specialist II

CALL TO ORDER

Mr. Cherneski called the meeting to order at 12:01 p.m.

Welcome New Professional Member, Dr. Rosemary Madl-Young, LCDP

Board introductions took place for the benefit of the new professional member, Dr. Madl-Young.

REVIEW OF MINUTES

MHCDP Meeting Minutes – December 10, 2014

The Board reviewed the December 10, 2014 meeting minutes for approval. Dr. Northey moved, seconded by Dr. Frazier, to approve the minutes as presented. Motion carried with Dr. Madl-Young abstaining.

UNFINISHED BUSINESS

Public Hearing – Proposed Amendments to Board's Rules and Regulations (12:00 p.m.)

At 12:03 p.m., Mr. Cherneski called the public hearing to order. Verbatim testimony was recorded electronically. Ms. Singh stated the purpose of the hearing. The following items were marked as Board Exhibits for the record: Board Exhibit 1 – News Journal publication affidavit, and Board Exhibit 2 – Delaware State News publication affidavit. The board introduced themselves for the record. Mr. Cherneski opened the floor for comments. There were no public comments. The board will deliberate on all public comments during their February 25, 2015 meeting. The board went off the record at 12:05 p.m.

Review Previously Tabled LPCMH Application for Nicole Luther (Application Tabled on December 10, 2014)

The Board reviewed the previously tabled LPCMH application for Nicole Luther. Ms. Luther was present and addressed the Board regarding her inability to sit for the NCE exam. According to Ms. Luther, the NBCC will not allow her to sit for the exam pursuant to Rule 2.1.2 of the Board's rules and regulations. Ms. Luther urged the Board to consider making statutory changes, like Pennsylvania and Texas, which would allow individuals with the art therapy credential to become licensed.

The Board suggested that Ms. Luther and other art therapists, contact their legislators and advocate for the creation of an art therapy license.

Mr. Cooper moved, seconded by Dr. Mullen, to table the application, in order for the applicant to contact the NBCC in order to sit for the NCE exam, as it appears that the NBCC is misinterpreting the Board's rules and regulations. Motion carried with Mr. Elder recusing.

Proposal to Deny Hearing for Jennifer August (12:15 p.m.)

At 12:35 p.m., Mr. Cherneski called the proposal to deny hearing to order for Jennifer August. Verbatim testimony was recorded electronically. Ms. Singh stated the reason for the hearing and had the following items marked as Board Exhibit 1 for the record: the Hearing Notice dated January 6, 2015; Ms. August's hearing request dated December 26, 2014; PTD letter dated December 17, 2014; and the application packet and supporting documents. Ms. Singh verified with Ms. August that she waived her right to be represented by counsel. Ms. August submitted a packet of documents regarding the Art Therapy Credentials Board, which was marked as applicant Exhibit 1. Ms. August was sworn in and presented her case to the Board and answered questions from Board members. Ms. August called Nicole Luther, as a witness. Ms. Luther was sworn in, and provided testimony on behalf of Ms. August. Ms. August requested that Christine Gardina be contacted via telephone to testify on her behalf. Ms. Williams was unable to contact Ms. Gardina. Ms. August presented her closing remarks and answered questions posed by the Board members. At 1:18 p.m., the Board entered deliberations, with Mr. Elder and Dr. Mullen recusing from deliberations. At 1:24 p.m. the Board ended deliberations. At this time, Ms. August requested that she withdrawal her application. Dr. Northey moved, seconded by Mr. Cooper, that Ms. August's request to withdrawal her application, be approved. Motion carried with Mr. Elder and Dr. Mullen recusing. The hearing concluded at 1:25 p.m.

Rule to Show Cause Hearing for Helen McCool (12:30 p.m.)

At 1:30 p.m., Mr. Cherneski called the rule to show cause hearing to order for Helen McCool. Verbatim testimony was recorded electronically. Ms. Singh stated the reason for the hearing and had the following items marked as Board Exhibit 1 for the record: the Hearing Notice dated December 12, 2014; the final Board order dated September 24, 2014; the Chief Hearing Officer recommendations dated June 23, 2014; and correspondence and continuing education documentation and certificates submitted by Ms. McCool. Ms. Singh verified with Ms. McCool that she waived her right to be represented by Counsel. Ms. McCool faxed continuing education documentation to the Board office on January 6, 2015, and such documents

were marked as Licensee Exhibit 1. Ms. McCool submitted emails between herself and her lawyer during the time that the Order was drafted. The emails were marked to be included with Licensee Exhibit 1. Ms. McCool was sworn in, and provided testimony regarding her failure to comply with the Final Order. Ms. McCool responded to questions posed by the Board members. At 2:00 p.m., the board entered deliberations. At 2:27 p.m., deliberations ended. Dr. Madl-Young moved, seconded by Mr. Bowers, that Ms. McCool complete two continuing education classes (3 hours each) in the area of ethics/liability, and legal issues around assessment, and documentation. She must submit a request for pre-approval to the Board within 90 days of the Order. Additionally, Ms. McCool's supervisor, Shanon Moyer, must incorporate in her quarterly reports, how the courses relate to Ms. McCool's offenses. If Ms. McCool fails to comply with the order, suspension will follow. Motion unanimously carried. The hearing concluded at 2:27 p.m.

Feedback Communication on Proposed Legislation – Director's Office

Ms. Singh advised the Board that there are concerns regarding the proposed statutory overhaul. The concerns revolve around job growth and the negative impact on individuals who are currently working within the state. The Board scheduled a Legislative Committee meeting for February 25, 2015, to address the concerns.

Review Previously Tabled LACMH Application for Pamela Kmecz (Application Tabled on December 10, 2014)

The Board reviewed the previously tabled LACMH application for Pamela Kmecz. Dr. Northey moved, seconded by Dr. Mullen, to approve the application for licensure. Motion unanimously carried.

Final Denial of LCDP Application by Reciprocity for Karen McMillan

Dr. Northey moved, seconded by Dr. Frazier, to deny the LCDP application by reciprocity for Karen McMillan, as Ms. McMillan did not request a hearing regarding the proposal to deny her application. Motion unanimously carried.

Final Denial of LMFT Application for Taneshia Winder

Dr. Northey moved, seconded by Dr. Madl-Young, to deny the LMFT application for Taneshia Winder, as Ms. Winder did not request a hearing regarding the proposal to deny her application. Motion unanimously carried.

Review Proposed Bill Regarding Board Member Composition

A copy of the proposed bill regarding Board member composition was circulated.

NEW BUSINESS

Review of Applications for LPCMH Licensure by Reciprocity

The Board reviewed Allison Banbury's application for LPCMH licensure by reciprocity. Dr. Northey moved, seconded by Dr. Mullen, to approve the application. Motion unanimously carried.

The Board reviewed Avon Jones' application for LPCMH licensure by reciprocity. Dr. Northey moved, seconded by Dr. Mullen, to approve the application. Motion unanimously carried.

The Board reviewed Robin Marks' application for LPCMH licensure by reciprocity. Dr. Northey moved, seconded by Dr. Mullen, to approve the application. Motion unanimously carried.

The Board reviewed Meriel Labeck's application for LPCMH licensure by reciprocity. Dr. Northey moved, seconded by Dr. Mullen, to approve the application. Motion unanimously carried.

Review of Application for LMFT Licensure (Contingent Upon Passing AMFTRB Examination)

The Board reviewed Peter Iotov's application for LMFT licensure. Dr. Northey moved, seconded by Mr. Cherneski, to approve the application contingent upon Mr. Iotov passing the AMFTRB examination. Motion unanimously carried.

Review of Application for LMFT Licensure by Reciprocity

The Board reviewed Bruce Betner's application for LMFT licensure by reciprocity. Dr. Northey moved, seconded by Ms. Banta, to approve the application. Motion unanimously carried.

Review of Application for LCDP Licensure by Certification

The Board reviewed Donna Jones' application for LCDP licensure by certification. Mr. Elder moved, seconded by Dr. Frazier, to approve the application. Motion unanimously carried.

Review Proposed Supervisory Plan for Helen McCool Pursuant to Final Order

The Board reviewed the proposed supervisory plan for Helen McCool, pursuant to the Final Order. Dr. Madl-Young moved, seconded by Mr. Bowers, to accept the supervisory plan. Motion unanimously carried.

Review Request Change of Clinical Supervision for Penelope Pitts, LACMH

The Board reviewed the request to change clinical supervision for Penelope Pitts, LACMH. Dr. Madl-Young moved, seconded by Dr. Mullen, to accept the change in supervision. Karen McGroerty, LPCMH, will provide clinical supervision for Ms. Pitts. Motion unanimously carried.

Status of Complaints

The Board was advised that Case 33-08-13 has been closed.

Sign Certificate of Appreciation for Lisa Ritchie

This item was tabled until the February 25, 2015 meeting.

Review of Post-Renewal Continuing Education Audits

This item was tabled until the February 25, 2015 meeting.

Election of Officers

This item was tabled until the February 25, 2015 meeting.

Review of Applications for LPCMH Licensure by Certification

The Board reviewed Amy Carello's application for LPCMH licensure by certification. Dr. Mullen moved, seconded by Dr. Frazier, to approve the application. Motion unanimously carried.

The Board reviewed Michael Vincent's application for LPCMH licensure by certification. Dr. Madl-Young moved, seconded by Dr. Mullen, to approve the application. Motion unanimously carried.

The Board reviewed Linda Lonergan's application for LPCMH licensure by certification. Dr. Mullen moved, seconded by Mr. Bowers, to approve the application. Motion unanimously carried.

Correspondence

There was no correspondence.

Other Business before the Board (for discussion only)

There was no other business before the Board.

Public Comment

There was no public comment.

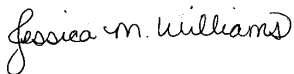
Next Meeting Date

The Board's next meeting is scheduled for February 25, 2015, at 12:00 p.m., in Conference Room A, of the Cannon Bldg., 861 Silver Lake Blvd., Dover, Delaware.

Adjournment

Ms. Banta made a motion, seconded by Dr. Mullen, to adjourn. Motion unanimously carried. There being no further business before the Board, the meeting adjourned at 3:05 p.m.

Respectfully submitted,



Jessica M. Williams
Administrative Specialist II